

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION

ROMAN FINNEGAN, et al.,)
)
Plaintiffs,)
)
 v.) NO. 3:08-CV-503
)
LAUREL MYERS, et al.,)
)
Defendants,)

VERDICT FORM

Circle YES or NO for each defendant

FIRST AMENDMENT - RIGHT TO PETITION THE GOVERNMENT

Do you find in favor of Plaintiff Lynnette Finnegan and against

- Laurel Myers? YES / NO
- James Payne? YES / NO
- Regina McAninch? YES / NO

Do you find in favor of Plaintiff Roman Finnegan and against

- Laurel Myers? YES / NO
- James Payne? YES / NO
- Regina McAninch? YES / NO

FOURTH AMENDMENT -SEARCH AND SEIZURE

DECEMBER 20, 2005: PULASKI COUNTY OFFICE OF DCS

(JOHNATHON AB AIR, TABITHA AB AIR, AND KATELYNN SALYER)

Do you find in favor of Plaintiff Lynnette Finnegan and against

- Laurel Myers? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO

Do you find in favor of Plaintiff Roman Finnegan and against

- Laurel Myers? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO

Do you find in favor of Plaintiff Tabitha Abair and against

- Laurel Myers? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO

Do you find in favor of Plaintiff Katelynn Salyer and against

- Laurel Myers? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO

Do you find in favor of Plaintiff Johnathon Abair and against

- Laurel Myers? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO

FOURTH AMENDMENT - SEARCH AND SEIZURE

NOVEMBER 2006 REMOVAL OF TABITHA AB AIR AND KATELYNN SALYER

Do you find in favor of Plaintiff Lynnette Finnegan and against

- Laurel Myers? YES / NO
- James Payne? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO
- Antoinette Laskey? YES / NO

Do you find in favor of Plaintiff Roman Finnegan and against

- Laurel Myers? YES / NO
- James Payne? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO
- Antoinette Laskey? YES / NO

Do you find in favor of Plaintiff Tabitha Abair and against

- Laurel Myers? YES / NO
- James Payne? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO
- Antoinette Laskey? YES / NO

Do you find in favor of Plaintiff Katelynn Salyer and against

- Laurel Myers? YES / NO
- James Payne? YES / NO

- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO
- Antoinette Laskey? YES / NO

FOURTH AMENDMENT -SEARCH AND SEIZURE

JANUARY 2007 SEARCH OF FINNEGAN HOME

Do you find in favor of Plaintiff Lynnette Finnegan and against

- Jennifer McDonald? YES / NO

Do you find in favor of Plaintiff Roman Finnegan and against

- Jennifer McDonald? YES / NO

FOURTH AMENDMENT -SEARCH AND SEIZURE

JANUARY 2007 EXHUMATION OF JESSICA SALYER'S BODY

Do you find in favor of Plaintiff Lynnette Finnegan and against

- Jennifer McDonald? YES / NO

- James Payne? YES / NO

Do you find in favor of Plaintiff Roman Finnegan and against

- Jennifer McDonald? YES / NO

- James Payne? YES / NO

FOURTH AMENDMENT -SEARCH AND SEIZURE

APRIL 24, 2007 ARREST OF ROMAN AND LYNNETTE FINNEGAN

Do you find in favor of Plaintiff Lynnette Finnegan and against

- Jennifer McDonald? YES / NO

Do you find in favor of Plaintiff Roman Finnegan and against

- Jennifer McDonald? YES / NO

FOURTEENTH AMENDMENT - PROCEDURAL DUE PROCESS

Do you find in favor of Plaintiff Lynnette Finnegan and against

- Laurel Myers? YES / NO
- James Payne? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO
- Reba James? YES / NO
- Jennifer McDonald? YES / NO
- Antoinette Laskey? YES / NO

Do you find in favor of Plaintiff Roman Finnegan and against

- Laurel Myers? YES / NO
- James Payne? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO
- Reba James? YES / NO
- Jennifer McDonald? YES / NO
- Antoinette Laskey? YES / NO

Do you find in favor of Plaintiff Tabitha Abair and against

- Laurel Myers? YES / NO
- James Payne? YES / NO
- Regina McAninch? YES / NO
- Tracy Salyers? YES / NO
- Reba James? YES / NO

- Jennifer McDonald? YES / ☒ NO

- Antoinette Laskey? YES / ☒ NO

Do you find in favor of Plaintiff Katelynn Salyer and against

- Laurel Myers? ☒ YES / NO

- James Payne? YES / ☒ NO

- Regina McAninch? ☒ YES / NO

- Tracy Salyers? YES / ☒ NO

- Reba James? YES / ☒ NO

- Jennifer McDonald? YES / ☒ NO

- Antoinette Laskey? YES / ☒ NO

Do you find in favor of Plaintiff Johnathon Abair and against

- Laurel Myers? ☒ YES / NO

- James Payne? YES / ☒ NO

- Regina McAninch? ☒ YES / NO

- Tracy Salyers? YES / ☒ NO

- Reba James? YES / ☒ NO

- Jennifer McDonald? ☒ YES / NO

- Antoinette Laskey? YES / ☒ NO

FOURTEENTH AMENDMENT - SUBSTANTIVE DUE PROCESS (FAMILIAL RELATIONS)

Do you find in favor of Plaintiff Lynnette Finnegan and against

- Laurel Myers? ☒ YES / NO
- James Payne? YES / ☒ NO
- Regina McAninch? YES / ☒ NO
- Tracy Salyers? YES / ☒ NO
- Reba James? YES / ☒ NO
- Jennifer McDonald? YES / ☒ NO
- Antoinette Laskey? YES / ☒ NO

Do you find in favor of Plaintiff Roman Finnegan and against

- Laurel Myers? ☒ YES / NO
- James Payne? YES / ☒ NO
- Regina McAninch? YES / ☒ NO
- Tracy Salyers? YES / ☒ NO
- Reba James? YES / ☒ NO
- Jennifer McDonald? YES / ☒ NO
- Antoinette Laskey? YES / ☒ NO

Do you find in favor of Plaintiff Tabitha Abair and against

- Laurel Myers? ☒ YES / NO
- James Payne? YES / ☒ NO
- Regina McAninch? YES / ☒ NO
- Tracy Salyers? YES / ☒ NO
- Reba James? YES / ☒ NO

• Jennifer McDonald? YES / ☒ NO

• Antoinette Laskey? YES / ☒ NO

Do you find in favor of Plaintiff Katelynn Salyer and against

• Laurel Myers? ☒ YES / NO

• James Payne? YES / ☒ NO

• Regina McAninch? YES / ☒ NO

• Tracy Salyers? YES / ☒ NO

• Reba James? YES / ☒ NO

• Jennifer McDonald? YES / ☒ NO

• Antoinette Laskey? YES / ☒ NO

Do you find in favor of Plaintiff Johnathon Abair and against

• Laurel Myers? ☒ YES / NO

• James Payne? YES / ☒ NO

• Regina McAninch? YES / ☒ NO

• Tracy Salyers? YES / ☒ NO

• Reba James? YES / ☒ NO

• Jennifer McDonald? ☒ YES / NO

• Antoinette Laskey? YES / ☒ NO

If you circled NO as to each defendant for all claims, STOP here and go to the end of this packet and sign and date the Verdict Form. If you have answered YES to any of the defendants for any claim, please proceed to answer the questions of damages as it applies.

COMPENSATORY DAMAGES

If you have found in favor of any of the plaintiffs, on any of their claims against any of the defendants, you must determine what amount of compensatory damages, if any, they are entitled to receive. If you have found in favor of any of the plaintiffs, but find that the plaintiff has not proved compensatory damages, you must return a verdict for that plaintiff in the amount of \$1.00.

If you find a plaintiff is not entitled to recover compensatory damages as to a defendant, write the word "zero" in the blank.

FIRST AMENDMENT-RIGHT TO PETITION THE GOVERNMENT

We, the jury, find Plaintiff Lynnette Finnegan's damages on the claim of a violation of the right to petition the government under the First Amendment, to be in the total amount of \$625,000 dollars against each defendant as follows:

<u>\$625,000</u>	Laurel Myers
<u>- 0 - (Zero)</u>	James Payne
<u>- 0 - (Zero)</u>	Regina McAninch

We, the jury, find Plaintiff Roman Finnegan's damages on the claim of a violation of the right to petition the government under the First Amendment, to be in the total amount of \$625,000 dollars against each defendant as follows:

<u>\$625,000</u>	Laurel Myers
<u>- 0 - (Zero)</u>	James Payne
<u>- 0 - (Zero)</u>	Regina McAninch

FOURTH AMENDMENT -SEARCH AND SEIZURE

DECEMBER 20, 2005: PULASKI COUNTY OFFICE OF DCS

(JOHNATHON AB AIR, TABITHA AB AIR, AND KATELYNN SALYER)

We, the jury, find Plaintiff Lynnette Finnegan's damages on the claim of a violation of the right to be free from unreasonable seizure under the Fourth Amendment, as a result of the children being taken to the Pulaski County Office of DCS on December 20, 2005, to be in the total amount of \$100,000 dollars against each defendant as follows:

<u>\$50,000</u>	Laurel Myers
<u>\$50,000</u>	Regina McAninch
<u>ZERO</u>	Tracy Salyers

We, the jury, find Plaintiff Roman Finnegan's damages on the claim of a violation of the right to be free from unreasonable seizure under the Fourth Amendment, as a result of the children being taken to the Pulaski County Office of DCS on December 20, 2005, to be in the total amount of \$100,000 dollars against each defendant as follows:

<u>\$50,000</u>	Laurel Myers
<u>\$50,000</u>	Regina McAninch
<u>ZERO</u>	Tracy Salyers

We, the jury, find Plaintiff Johnathon Abair's damages on the claim of a violation of the right to be free from unreasonable seizure under the Fourth Amendment, as a result of the children being taken to the Pulaski County Office of DCS on December 20, 2005, to be in the total amount of \$150,000 dollars against each defendant as follows:

<u>\$75,000</u>	Laurel Myers
<u>\$75,000</u>	Regina McAninch

Zero Tracy Salyers

We, the jury, find Plaintiff Katelynn Salyer's damages on the claim of a violation of the right to be free from unreasonable seizure under the Fourth Amendment, as a result of the children being taken to the Pulaski County Office of DCS on December 20, 2005, to be in the total amount of \$150,000 dollars against each defendant as follows:

\$75,000 Laurel Myers
\$75,000 Regina McAninch
Zero Tracy Salyers

We, the jury, find Plaintiff Tabitha Abair's damages on the claim of a violation of the right to be free from unreasonable seizure under the Fourth Amendment, as a result of the children being taken to the Pulaski County Office of DCS on December 20, 2005, to be in the total amount of \$150,000 dollars against each defendant as follows:

\$75,000 Laurel Myers
\$75,000 Regina McAninch
Zero Tracy Salyers

FOURTH AMENDMENT -SEARCH AND SEIZURE

NOVEMBER 2006 REMOVAL OF TABITHA ABAIR AND KATELYNN SALYER

We, the jury, find Plaintiff Lynnette Finnegan's damages on the claim of a violation of the right to freedom from unreasonable seizure under the Fourth Amendment, as a result of the November 2006 removal of Tabitha Abair and Katelynn Salyer, to be in the total amount of \$1,000,000 dollars against each defendant as follows:

\$750,000 Laurel Myers
Zero James Payne
\$250,000 Regina McAninch

<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Antoinette Laskey

We, the jury, find Plaintiff Roman Finnegan's damages on the claim of a violation of the right to freedom from unreasonable seizure under the Fourth Amendment, as a result of the November 2006 removal of Tabitha Abair and Katelynn Salyer, to be in the total amount of \$ 250,000 dollars against each defendant as follows:

<u>\$ 175,000</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>\$ 75,000</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Antoinette Laskey

We, the jury, find Plaintiff Tabitha Abair's damages on the claim of a violation of the right to freedom from unreasonable seizure under the Fourth Amendment, as a result of the November 2006 removal of Tabitha Abair and Katelynn Salyer, to be in the total amount of \$ 2,000,000 dollars against each defendant as follows:

<u>\$ 1,500,000</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>\$ 500,000</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Antoinette Laskey

We, the jury, find Plaintiff Katelynn Salyer's damages on the claim of a violation of the right to freedom from unreasonable seizure under the Fourth Amendment, as a result of the November 2006 removal of Tabitha Abair and Katelynn Salyer, to be in the total amount of \$2,000,000 dollars against each defendant as follows:

<u>\$1,500,000</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>\$500,000</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Antoinette Laskey

FOURTH AMENDMENT -SEARCH AND SEIZURE

JANUARY 2007 SEARCH OF FINNEGAN HOME

We, the jury, find Plaintiff Lynnette Finnegan's damages on the claim of a violation of the right to be free from unreasonable search under the Fourth Amendment, as a result of the January 2007 search of the Finnegan home, as a result of the actions of Jennifer McDonald, to be in the total amount of Zero dollars.

We, the jury, find Plaintiff Roman Finnegan's damages on the claim of a violation of the right to be free from unreasonable search under the Fourth Amendment, as a result of the January 2007 search of the Finnegan home, as a result of the actions of Jennifer McDonald, to be in the total amount of Zero dollars.

FOURTH AMENDMENT -SEARCH AND SEIZURE

JANUARY 2007 EXHUMATION OF JESSICA SALYER'S BODY

We, the jury, find Plaintiff Lynnette Finnegan's damages on the claim of a violation of the right to be free from unreasonable seizure under the Fourth Amendment, as a result of the January 2007 exhumation of Jessica Salyer's body, to be in the total amount of Zero dollars against each defendant as follows:

Zero Jennifer McDonald

Zero James Payne

We, the jury, find Plaintiff Roman Finnegan's damages on the claim of a violation of the right to be free from unreasonable seizure under the Fourth Amendment, as a result of the January 2007 exhumation of Jessica Salyer's body, to be in the total amount of Zero dollars against each defendant as follows:

Zero Jennifer McDonald

Zero James Payne

FOURTH AMENDMENT -SEARCH AND SEIZURE

APRIL 24, 2007 ARREST OF ROMAN AND LYNNETTE FINNEGAN

We, the jury, find Plaintiff Lynnete Finnegan's damages on the claim of a violation of the right to be free from unreasonable seizure under the Fourth Amendment, as a result of the April 24, 2007 arrest of Lynnette Finnegan, as a result of the actions of Jennifer McDonald, to be in the total amount of Zero dollars.

We, the jury, find Plaintiff Roman Finnegan's damages on the claim of a violation of the right to be free from unreasonable seizure under the Fourth Amendment, as a result of the April 24, 2007 arrest of Roman Finnegan, as a result of the actions of Jennifer McDonald, to be in the total amount of Zero dollars.

FOURTEENTH AMENDMENT - PROCEDURAL DUE PROCESS

We, the jury, find Plaintiff Lynnette Finnegan's damages on the claim of a violation of Procedural Due Process rights under the Fourteenth Amendment, to be in the total amount of \$ 3,000,000 dollars against each defendant as follows:

<u>\$ 2,250,000</u>	Laurel Myers
<u>ZERO</u>	James Payne
<u>\$ 725,000</u>	Regina McAninch
<u>ZERO</u>	Tracy Salyers
<u>\$ 23,000</u>	Reba James
<u>\$ 1,000</u>	Jennifer McDonald
<u>\$ 1,000</u>	Antoinette Laskey

We, the jury, find Plaintiff Roman Finnegan's damages on the claim of a violation of Procedural Due Process rights under the Fourteenth Amendment, to be in the total amount of \$ 5,000,000 dollars against each defendant as follows:

<u>\$ 3,750,000</u>	Laurel Myers
<u>ZERO</u>	James Payne
<u>\$ 1,225,000</u>	Regina McAninch
<u>ZERO</u>	Tracy Salyers
<u>\$ 23,000</u>	Reba James
<u>\$ 1,000</u>	Jennifer McDonald
<u>\$ 1,000</u>	Antoinette Laskey

We, the jury, find Plaintiff Tabitha Abair's damages on the claim of a violation of Procedural Due Process rights under the Fourteenth Amendment, to be in the total amount of \$ 100,000 dollars against each defendant as follows:

<u>\$ 75,000</u>	Laurel Myers
<u>ZERO</u>	James Payne
<u>\$ 25,000</u>	Regina McAninch
<u>ZERO</u>	Tracy Salyers
<u>ZERO</u>	Reba James
<u>ZERO</u>	Jennifer McDonald
<u>ZERO</u>	Antoinette Laskey

We, the jury, find Plaintiff Katelynn Salyer's damages on the claim of a violation of Procedural Due Process rights under the Fourteenth Amendment, to be in the total amount of \$ 50,000 dollars against each defendant as follows:

<u>\$ 35,000</u>	Laurel Myers
<u>ZERO</u>	James Payne
<u>\$ 15,000</u>	Regina McAninch
<u>ZERO</u>	Tracy Salyers
<u>ZERO</u>	Reba James
<u>ZERO</u>	Jennifer McDonald
<u>ZERO</u>	Antoinette Laskey

We, the jury, find Plaintiff Johnathon Abair's damages on the claim of a violation of Procedural Due Process rights under the Fourteenth Amendment, to be in the total amount of \$50,000 dollars against each defendant as follows:

<u>\$ 35,000</u>	Laurel Myers
<u>ZERO</u>	James Payne
<u>\$ 14,000</u>	Regina McAninch
<u>ZERO</u>	Tracy Salyers
<u>ZERO</u>	Reba James
<u>\$ 1,000</u>	Jennifer McDonald
<u>ZERO</u>	Antoinette Laskey

FOURTEENTH AMENDMENT - SUBSTANTIVE DUE PROCESS (FAMILIAL RELATIONS)

We, the jury, find Plaintiff Lynnette Finnegan's damages on the claim of a violation of Substantive Due Process rights under the Fourteenth Amendment, to be in the total amount of \$ 3,000,000 dollars against each defendant as follows:

<u>\$ 3,000,000</u>	Laurel Myers
<u>ZERO</u>	James Payne
<u>ZERO</u>	Regina McAninch
<u>ZERO</u>	Tracy Salyers
<u>ZERO</u>	Reba James
<u>ZERO</u>	Jennifer McDonald
<u>ZERO</u>	Antoinette Laskey

We, the jury, find Plaintiff Roman Finnegan's damages on the claim of a violation of Substantive Due Process rights under the Fourteenth Amendment, to be in the total amount of \$ 3,000,000 dollars against each defendant as follows:

<u>\$ 3,000,000</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>Zero</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Reba James
<u>Zero</u>	Jennifer McDonald
<u>Zero</u>	Antoinette Laskey

We, the jury, find Plaintiff Tabitha Abair's damages on the claim of a violation of Substantive Due Process rights under the Fourteenth Amendment, to be in the total amount of \$ 3,000,000 dollars against each defendant as follows:

<u>\$ 3,000,000</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>Zero</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Reba James
<u>Zero</u>	Jennifer McDonald
<u>Zero</u>	Antoinette Laskey

We, the jury, find Plaintiff Katelynn Salyer's damages on the claim of a violation of Substantive Due Process rights under the Fourteenth Amendment, to be in the total amount of \$3,000,000 dollars against each defendant as follows:

<u>\$3,000,000</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>Zero</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Reba James
<u>Zero</u>	Jennifer McDonald
<u>Zero</u>	Antoinette Laskey

We, the jury, find Plaintiff Johnathon Abair's damages on the claim of a violation of Substantive Due Process rights under the Fourteenth Amendment, to be in the total amount of \$4,000,000 dollars against each defendant as follows:

<u>\$3,000,000</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>Zero</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Reba James
<u>\$1,000,000</u>	Jennifer McDonald
<u>Zero</u>	Antoinette Laskey

PUNITIVE DAMAGES

To the extent you have awarded damages to one of the plaintiffs on any of his or her claims against any of the defendants, you may, but are not required to, award that plaintiff punitive damages, in addition to the actual damages already determined.

If you find a plaintiff is not entitled to recover punitive damages as to a defendant, write the word "zero" in the blank.

PLAINTIFF LYNNETTE FINNEGAN

We, the jury, further find that Plaintiff Lynnette Finnegan is entitled to punitive damages in the total amount of Zero dollars against each defendant as follows:

<u>Zero</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>Zero</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Reba James
<u>Zero</u>	Jennifer McDonald
<u>Zero</u>	Antoinette Laskey

PLAINTIFF ROMAN FINNEGAN

We, the jury, further find that Plaintiff Roman Finnegan is entitled to punitive damages in the total amount of Zero dollars against each defendant as follows:

<u>Zero</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>Zero</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers

<u>Zero</u>	Reba James
<u>Zero</u>	Jennifer McDonald
<u>Zero</u>	Antoinette Laskey

PLAINTIFF TABITHA ABAIR

We, the jury, further find that Plaintiff Tabitha Abair is entitled to punitive damages in the total amount of - 0 - dollars against each defendant as follows:

<u>Zero</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>Zero</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Reba James
<u>Zero</u>	Jennifer McDonald
<u>Zero</u>	Antoinette Laskey

PLAINTIFF KATELYNN SALYER

We, the jury, further find that Plaintiff Katelynn Salyer is entitled to punitive damages in the total amount of 0 dollars against each defendant as follows:

<u>Zero</u>	Laurel Myers
<u>Zero</u>	James Payne
<u>Zero</u>	Regina McAninch
<u>Zero</u>	Tracy Salyers
<u>Zero</u>	Reba James
<u>Zero</u>	Jennifer McDonald

Zero

Antoinette Laskey

PLAINTIFF JOHNATHON ABAIR

We, the jury, further find that Plaintiff, Johnathon Abair, is entitled to punitive damages in the total amount of Zero dollar against each defendant as follows:

Zero

Laurel Myers

Zero

James Payne

Zero

Regina McAninch

Zero

Tracy Salyers

Zero

Reba James

Zero

Jennifer McDonald

Zero

Antoinette Laskey

Your deliberations with respect to this case are now complete. The jury foreperson is to sign and date in the space provided.

DATED

10/6/15

FOREPERSON

/s/ Jury Foreperson